IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 18TH JANUARY 2007 / 28TH PAUSHA 1928

WP(C).No. 2111 of 2007(B)

PETITIONER:

M.V.BHASKARAN, AGED 54 YEARS,
S/O.K.V.KUNHIRAMAN NAMBIAR, TECHNICAL ASSISTANT,
RE-SURVEY OFFICE, KANNUR.

BY ADV. SRI.M.SASINDRAN
SRI.TOJAN J. VATHIKULAM

RESPONDENTS:

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1. STATE OF KERALA- REPRESENTED BY
SECRETARY TO GOVERNMENT DEPARTMENT OF REVENUE,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF SURVEY AND LAND RECORDS,
THIRUVANANTHAPURAM.

BY GOVT.PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.2111 OF 2007-B.

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Dated this the 18th day of January, 2007.

J U D G M E N T

The petitioner belongs to the cadre of Technical Assistant in the Survey and Land Records Department. It is stated that his turn for promotion to the post of Assistant Director and from there to the post of Deputy Director had already reached. The grievance of the petitioner is that but for the lethargy on the part of the respondents, he would have got promotion to the higher post and would have enjoyed the benefits attached to the same. He has filed Ext.P3 representation which is pending with the 1st respondent. Counsel for the petitioner submits that the Government have taken a policy decision that in cases where delay may occur in considering the claim of Government servants for regular promotion, temporary promotions can be granted under special circumstances. It is contended that since the petitioner is due to retire from service shortly, the Government can consider the matter as a special case and pass appropriate orders.

2. Heard Government Pleader also.

3. The Writ petition is disposed of directing the 1st

respondent to consider Ext.P3 in the light of the facts and circumstances stated above. This shall be done as expeditiously as possible, in any event, within three weeks from the date of receipt of a copy of this Judgment. The petitioner should produce a copy of this Judgment along with a copy of the writ petition before the 1st respondent for compliance.

K.K.DENESAN, JUDGE.

kvs/-